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PTO/SB/30 (06-03)

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#17  
1-13-04**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL****Address to:**Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/554,969
Filing Date	May 23, 2000
First Named Inventor	G. M. Frankenbach et al.
Group Art Unit	1751
Examiner Name	J. R. Hardee
Attorney Docket Number	7258X
Confirmation Number	1835

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.**1. Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

- ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **16-2480**.
- i. ☒ RCE fee required under 37 C.F.R. §1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§1.136 and 1.17)
- iii. ☐ Suspension of action fee under 37 C.F.R. 1.17(i)
- iv. ☐ Other \_\_\_\_\_

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME (Print/Type) Jason J. Camp Reg. No. (Attorney/Agent) 44,582

SIGNATURE

DATE July 29, 2003

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

NAME (Print/Type) Jason J. Camp

SIGNATURE

DATE July 29, 2003

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send Fees and Completed forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Signature 

Case 7258X

18/C  
  
1-13-04  
(me)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :  
G. M. FRANKENBACH ET AL. :  
Serial No. 09/554,969 : Group Art Unit 1751  
Filed May 23, 2000 : Examiner J. Hardee  
Confirmation No. 1835 :

For CLEAR OR TRANSLUCENT AQUEOUS FABRIC  
SOFTENER COMPOSITIONS CONTAINING HIGH  
ELECTROLYTE CONTENT AND OPTIONAL  
PHASE STABILIZER

AMENDMENT

Commissioner for Patents  
Alexandria, VA 22313

Dear Sir:

In response to the Decision on Appeal dated May 29, 2003 (Paper No. 15), please enter the following amendments and consider the accompanying remarks. A Request for Continued Examination ("RCE") is being submitted herewith.

IN THE CLAIMS

Please amend Claim 1 to read as follows:

1. (Amended) A clear or translucent, stable liquid fabric softener composition comprising:
  - A. from about 2% to about 80% by weight of the composition of fabric softener;
  - B. at least an effective level of principal solvent having a ClogP of from about -2.0 to about 2.6 to provide a clear or translucent composition;
  - C. from about 0.5 % to about 10% by weight of the composition of electrolyte;
  - D. optionally, from 0% to about 15% by weight of the composition of phase stabilizer selected from the group consisting of:
    - a. nonionic surfactants derived from saturated and/or unsaturated primary, secondary, and/or branched, amine, amide, amine-oxide, fatty alcohol, fatty acid, alkyl phenol, and/or alkyl aryl carboxylic acid compounds having from about 6 to about 22 carbon atoms in a hydrophobic chain, wherein at least one active hydrogen of said compounds is ethoxylated with  $\leq 50$  ethylene oxide moieties to provide an HLB of from about 8 to about 20;